



PATENT

Attorney Docket No: 89188.0008 (formerly 13761-727)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Peter C. Brooks

Serial No:

Filed: Herewith

For: METHOD AND COMPSOTION FOR ANGIOGENESIS  
INHIBITION

Art Unit:

Examiner:

CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL

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Dear Sir:

I hereby certify that

- ☒ two copies of a letter of transmittal for Continued Prosecution Application (CPA) Request
- ☐ check in amount of \$ [AMT OF FILING FEE] as filing fee
- ☐ patent application ( [# OF PG(S) OF SPEC] page(s) of specification; [# OF CLAIM(S)] claim(s); [# OF PG(S) OF ABSTRACT] page(s) of abstract
- ☐ [# OF SHEET(S) OF DWGS] sheet(s) of informal drawings
- ☐ executed Declaration and Power of Attorney
- ☐ assignment of the invention to [NAME OF ASSIGNEE]
- ☐ certified copy of [COUNTRY] patent application No. [APPL'N #] which was filed [FILING DATE] from which priority is claimed in the subject case pursuant to 35 U.S.C. § 119
- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement with [# OF REFERENCES] references
- ☒ return postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

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Date: October 23, 2002

Hogan & Hartson, LLP  
500 South Grand Avenue, Suite 1900  
Los Angeles, California 90071  
Telephone: 213-337-6700  
Facsimile: 213-337-6701

Nilka Mickey

Name of person mailing papers

*Nilka Mickey*  
Signature

CALCULATION OF FEES								
ITEM		TOTAL NO. OF CLAIMS		NO. OF CLAIMS OVER BASE	LG/SM \$ ENTITY FEE		\$ AMOUNT	\$ FEE
A	TOTAL CLAIMS FEE	55	-20	35	LG=\$18 SM=\$9	[\$FEE]	\$630	
B	INDEPENDENT CLAIMS FEE**	2	-3	0	LG=\$84 SM=\$42	[\$FEE]	\$ 0	
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (ADD FINAL COLUMN IN LINES A + B)							\$ 630
D	MULTIPLE-DEPENDENT CLAIMS FEE					LARGE ENTITY FEE = \$280 SMALL ENTITY FEE = \$140		\$ [FEE]
E	BASIC FEE					LARGE ENTITY FEE = \$740 SMALL ENTITY FEE = \$370		\$ 740
F	TOTAL FILING FEE (ADD TOTALS FOR LINES C, D, AND E)							\$ 1,370
**LIST INDEPENDENT CLAIMS 1 and 43								

6. ☐ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.

7. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50 - 1314 :

a. ☐ Fees required under 37 CFR 1.16.

b. ☐ Fees required under 37 CFR 1.17.

c. ☐ Fees required under 37 CFR 1.18.

8. ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.

9. ☐ Payment by credit card. Form PTO-2038 is attached.

10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of [#] months (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.


11. ☒ New Attorney Docket Number, if desired 89188.0008  
*[Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.]*

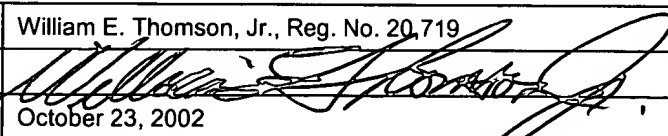
12. a. ☐ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)

b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)

13. ☐ Other: [DESCRIPTION OF "OTHER"]

**NOTE:** The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

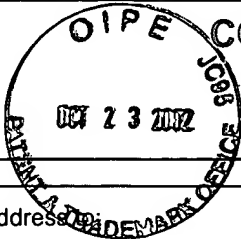
10. NEW CORRESPONDENCE ADDRESS					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label				or <input type="checkbox"/> New correspondence address below	
26021 PATENT TRADEMARK OFFICE					
NAME	William E. Thomson, Jr. HOGAN & HARTSON L.L.P.				
ADDRESS	Biltmore Tower 500 South Grand Avenue Suite 1900				
CITY	Los Angeles	STATE	California	ZIP CODE	90071
COUNTRY	USA	TELEPHONE	(213) 337-6700	FAX	(213) 337-6701

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
NAME	William E. Thomson, Jr., Reg. No. 20,719
SIGNATURE	
DATE	October 23, 2002

Please type a plus sign (+) inside box: ☐

PTO/SB/29 (1/98)  
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## CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.  
(Only for Continuation or Divisional I application under 37 CFR 1.53(d))

CHECK BOX, if applicable:  
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Address to:  
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Washington, DC 20231**

Attorney Docket No.	13761-727 (New Dkt. No. 89188.0008)
First Named Inventor	Peter C. Brooks
Express Mail Label No.	EL715817126US
Total Pages	3

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/478,977 filed on January 6, 2000, entitled METHOD AND COMPOSITION FOR ANGIOGENESIS INHIBITION.

### NOTES

**FILING QUALIFICATIONS:** The prior application identified above must be nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an International application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of the CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.59(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of the CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 Statement:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

- ☐ Enter the unentered amendment previously filed on [DATE 1.116 FIRST FILED] under 37 C.F.R. 1.116 in the prior nonprovisional application.
- ☐ A preliminary amendment is enclosed.
- This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:  
[INVENTOR(S)' NAME(S) TO DELETE]
  - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☒ A new power of attorney or authorization of agent (PTO/SB/81) will follow.
- Information Disclosure Statement (IDS) is enclosed:
  - ☐ PTO-1449
  - ☐ Copies of IDS Citations

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box CPA, Washington, DC 20231.

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